

JUDGMENTS BY DISTRICT COURTS OF THE UNITED
STATES AGAINST THE GOVERNMENT

COMMUNICATION

FROM THE

PRESIDENT OF THE UNITED STATES

TRANSMITTING

IN ACCORDANCE WITH LAW, A LIST OF JUDGMENTS RENDERED
AGAINST THE GOVERNMENT BY THE DISTRICT COURTS OF THE
UNITED STATES AS SUBMITTED BY THE ATTORNEY GENERAL,
THROUGH THE SECRETARY OF THE TREASURY, WHICH REQUIRE
AN APPROPRIATION FOR THE PAYMENT IN THE SUM OF
\$3,245.10 TOGETHER WITH A LETTER FROM THE DIRECTOR
OF THE BUREAU OF THE BUDGET

FEBRUARY 25, 1925.—Read; referred to the Committee on Appropriations and
ordered to be printed

The PRESIDENT OF THE SENATE.

SIR: I have the honor to transmit herewith for the consideration of
Congress, in accordance with the provisions contained in the de-
ficiency act of April 27, 1904 (33 Stat. 422), records of judgments
rendered against the Government by the United States district
courts, under the provisions of the act of March 3, 1887 (24 Stat.
505), as amended by section 297 of the act of March 3, 1911 (36
Stat. 1168), as submitted by the Attorney General through the Sec-
retary of the Treasury, which require an appropriation for their
payment, as follows:

| | |
|---------------------------|------------|
| Under the Navy Department | \$557. 89 |
| Under the War Department | 2, 687. 21 |
| Total | 3, 245. 10 |

The necessity of the appropriation asked is explained in the letter
of the Director of the Bureau of the Budget, transmitted herewith,
in whose conclusions and observations thereon I concur.

Respectfully,

CALVIN COOLIDGE.

The WHITE HOUSE,
Washington, February 25, 1925.

BUREAU OF THE BUDGET,
Washington, February 25, 1925.

SIR: I have the honor to submit herewith for your consideration, and upon your approval for transmission to Congress, in accordance with the provisions contained in the deficiency act of April 27, 1904 (33 Stat. 422), records of judgments rendered against the Government by the United States district courts, under the provisions of the act of March 3, 1887 (24 Stat. 505), as amended by section 297 of the act of March 3, 1911 (36 Stat. 1168), as submitted by the Attorney General through the Secretary of the Treasury, which require an appropriation for their payment, together with such additional sum as may be necessary to pay interest on said judgments at the rate of 4 per cent per annum from the date thereof until the time the appropriation is made, with the proviso that the judgments herein provided for shall not be paid until the right of appeal shall have expired, as follows:

| | |
|--------------------------------|------------|
| Under the Navy Department..... | \$557. 89 |
| Under the War Department..... | 2, 687. 21 |
| Total..... | 3, 245. 10 |

Since the foregoing are obligations of the Government lawfully imposed, and which (subject to the reserved right of appeal) must be paid, and because they could not have been anticipated in the regular appropriation acts, an appropriation for that purpose is necessary at this time.

Very respectfully,

H. M. LORD,
Director of the Bureau of the Budget.

The PRESIDENT.

DEPARTMENT OF JUSTICE,
Washington, February 24, 1925.

The honorable the SECRETARY OF THE TREASURY,

Washington, D. C.

SIR: I am transmitting herewith judgment in the case of H. C. Miner *v.* United States, which was rendered in the United States District Court for the Eastern District of Virginia in a suit wherein the petitioner sought to recover just compensation for property which was requisitioned by the Navy Department.

As the above suit was instituted pursuant to section 24, paragraph 20 of the Judicial Code, it is assumed that the judgment should bear interest from the date of rendition down to the date of appropriation by Congress, in accordance with the Tucker Act procedure.

Respectfully,

WILLIAM J. DONOVAN,
Assistant Attorney General
(For the Attorney General).

Name: H. C. Miner.

Judgment: \$540.

Costs: \$17.89.

Date of judgment: May 28, 1924.

Nature of claim: Action to recover compensation for property requisitioned by Navy Department under the act of July 1, 1918.

Final decree: It is ordered by the court that H. C. Miner do recover of the United States of America the sum of five hundred forty dollars (\$540) with interest at the rate of 4 per cent per annum from this date until paid.

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA.

DEPARTMENT OF JUSTICE,
Washington, D. C., February 18, 1925.

The honorable the SECRETARY OF THE TREASURY.

Daniel F. McAllister *v.* United States; barge *Billie S.*

SIR: I am inclosing herewith certified copy of judgment which has been entered in the eastern district of New York in the above matter, awarding the plaintiff the sum of \$2,681.81, with costs amounting to \$5.40, amounting in all to the sum of \$2,687.21.

This suit was instituted under the Tucker Act to recover \$2,938.03. The War Department chartered from the plaintiff the above barge with the provision that it should be returned to the owner in like good order and condition except for ordinary wear and tear. The plaintiff alleged in his petition that the barge was not returned in the same good condition as when delivered but was damaged to the above extent.

It is not believed that any purpose can be served by appealing from this decision, and we are, therefore, transmitting the certified copy of judgment to you with the request that the same be placed in line for payment.

Respectfully,

For the Attorney General,

WILLIAM J. DONOVAN,
Assistant Attorney General.

Name: Daniel F. McAllister.

Judgment: \$2,681.81.

Costs: \$5.40.

Date of judgment: February 7, 1925.

Nature of claim: Action to recover just compensation in connection with charter to War Department of barge *Billie S.*

Final decree: It is adjudged that the plaintiff recover of the defendant United States of America the sum of \$2,681.81, with \$5.40 costs as taxed, amounting in all to the sum of \$2,687.21.

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF NEW YORK.

